

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 09/883,502 Confirm. No.: 8691
Applicant : Jeffrey A. BEDELL et al.
Filed : June 19, 2001
Title : REPORT SYSTEM AND METHOD USING PROMPT OBJECTS
TC/Art Unit : 2178
Examiner: : Cong Lac T Huynh
Docket No. : 53470.003037
Customer No. : 21967

MAIL STOP PETITION

Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO REVIVE UNINTENTIONAL ABANDONMENT

Sir:

Under the authority of 37 C.F.R. §1.137(b), Applicants respectfully petition the U.S. Patent and Trademark Office (PTO) to revive unintentional abandonment of the above-captioned application.

Applicants timely responded to the outstanding Office Action mailed on December 30, 2005 by attempting to file an Amendment and Response with a Two-Month Petition for Extension of Time on May 30, 2006, via electronic filing. However, a Notice of Appeal and Petition for a Two Month Extension was filed instead.¹ In the Decision on the Petition filed January 8, 2007, the PTO brought to Applicants' attention that the DOC.pdf, submitted via electronic filing on May 30, 2006 and resubmitted in Petition to Revive Abandonment dated November 6, 2006, consisted of only 106227 bytes and 2 pages, which is consistent with what the Office had received – a Notice of Appeal and Petition for a Two-Month Extension. However, since the Electronic Acknowledgement Receipt described the DOC.pdf as an

¹ It appears that an administrative assistant had mistakenly scanned and included the Notice of Appeal and Petition for Extension of Time from another application (09/883,303), that was also filed on May 30, 2006, with the filing – yet called it an “Amendment – After Non-Final Rejection.”


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“Amendment - After Non-Final Rejection,” Applicants did not have reason to believe that a bona fide response was not timely submitted. As a result, revival of the instant application is proper since Applicants’ alleged failure to respond to the Office Action was entirely unintentional. Thus, Applicants respectfully request withdrawal of the abandonment, entry of the intended Amendment (hereby resubmitted as “Exhibit A”), and further examination on the merits.

Applicants authorize the PTO to charge \$1,500 in connection with this filing. If it is determined that additional fees are required, please charge such fees under 37 C.F.R. § 1.17(f), or any other statute or rule, due in connection with the filing of this communication to Deposit Account No. 50-0206.

Respectfully submitted,
HUNTON & WILLIAMS LLP

Date: January 16, 2007

By: 

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EXHIBIT A